

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

WEDNESDAY, THE 8TH AUGUST 2007 / 17TH SRAVANA 1929

WP(C).No. 33953 of 2005(P)

C.C.No.8641/2005 of COURT OF METROPOLITAN MAGISTRATE-III, CHENNAI

PETITIONER:

**V.JAYAKUMAR, S/O VAVA , AGED 49,
ASST. SURGEON, VALYAKOTTOOR HOUSE,
RAJAKKADU P.O., IDUKKI DISTRICT.**

**BY ADV. SRI.SUMAN CHAKRAVARTHY
SRI.K.A.JOSEPH RAJESH**

RESPONDENTS:

- 1. ANJALI AUTO FINANCE, PROPRIETOR,
RAJESH KUMAR, S/O ROOPCHAND JAIN,
AGED 31, NO.3, GENERAL MUTHIA STREET,
2nd FLOOR, SOWCARPET, CHENNAI-600 079
NO.23, RAMANAN ROAD, 1st FLOOR,
DO. DO. (NEW ADDRESS).**
- 2. STATE OF TAMIL NADU REP. BY ITS PUBLIC
PROSECUTOR (IN CC 8641/05 ON THE FILES
OF METROPLOITAN MAGISTRATE-III, GEORGE
TOWAN, CHENNAI).**

ADDL.R3 IMPEADED

**C.N.BABU, S/O NARAYANAN, CHERUKULANGARA
HOUSE, RAJAKKADU P.O., IDUKKI-685 566.**

Impleaded as per order dt. 8.8.07 on IA 18601/05

ADDL.R3 BY ADV. SRI.S.RAJEEV

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 08/08/2007, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

K.P. Balachandran, J.

W.P.(C)No. 33953 of 2005 P

JUDGMENT

Petitioner is the third accused in C.C.No. 8641/05 on the file of the Court of Metropolitan Magistrate-III, Chennai. The prayer in this writ petition is to quash Exhibit P1 complaint, on the basis of which, cognizance was taken by the learned Magistrate in C.C.No.8641/05 for offences under Sections 406, 418 and 420 IPC as against the petitioner.

In view of the Full Bench decision of this Court in **Meenakshi Sathish v. Southern Petrochemical Industries** (2007 (1) KLT 890), this writ petition, seeking for an order quashing the proceedings before the Metropolitan Magistrate, Chennai, is not maintainable and is, hence, dismissed.

8th August, 2007

(K.P.Balachandran, Judge)

tkv